

INDEX TO VOLUME 100 OF THE COMMERCIAL LAW JOURNAL

Page Guide

Spring	1-116
Summer	117-258
Fall	259-436
Winter	437-567

ARTICLES

Adequate Protection

May I Have My Balance Please? Allocation of Payments in Bankruptcy Cases, <i>Dean P. Wyman</i>	132
The Undersecured Creditor's Adequate Protection Rights in the Single Asset Arena: Did the 1994 Bankruptcy Code Amendments Redress Lender Grievances?, <i>Lawrence T. Burick</i>	437

Arbitration

Punitive Damages in Arbitration: <i>Mastrobuono</i> and the Need for Creation of a National Court of Commercial Appeals, <i>Victor Williams</i>	281
---	-----

Attorneys

American Bar Association <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>George E. Bushnell, John Shepard Wiley, Jr., and Charles A. Rothfeld</i>	56
Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>D. Kendall Griffith, George W. Spellmire, Bruce L. Carmen and David M. Schultz</i>	25
Brief for the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Joanne S. Faulkner, Daniel A. Edelman and Richard J. Rubin</i>	72
Commercial Law League of America <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Manuel H. Newburger and Barbara M. Barron</i>	38

INDEX TO VOLUME 100 OF THE COMMERCIAL LAW JOURNAL

Page Guide

Spring	1-116
Summer	117-258
Fall	259-436
Winter	437-567

ARTICLES

Adequate Protection

May I Have My Balance Please? Allocation of Payments in Bankruptcy Cases, <i>Dean P. Wyman</i>	132
The Undersecured Creditor's Adequate Protection Rights in the Single Asset Arena: Did the 1994 Bankruptcy Code Amendments Redress Lender Grievances?, <i>Lawrence T. Burick</i>	437

Arbitration

Punitive Damages in Arbitration: <i>Mastrobuono</i> and the Need for Creation of a National Court of Commercial Appeals, <i>Victor Williams</i>	281
---	-----

Attorneys

American Bar Association <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>George E. Bushnell, John Shepard Wiley, Jr., and Charles A. Rothfeld</i>	56
Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>D. Kendall Griffith, George W. Spellmire, Bruce L. Carmen and David M. Schultz</i>	25
Brief for the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Joanne S. Faulkner, Daniel A. Edelman and Richard J. Rubin</i>	72
Commercial Law League of America <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Manuel H. Newburger and Barbara M. Barron</i>	38

<i>Heintz v. Jenkins: An Analysis of the Decision, Its Effect Upon Litigation and Suggestions for Avoiding FDCPA Violations in Its Aftermath,</i> <i>David R. Gamache, Stanford M. Bjurstrom and Edward J. Myers</i>	1
National Association of Retail Collection Attorneys <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Ronald S. Canter, Ronald M. Abramson and Rosalie B. Levinson</i>	60
National Consumer Law Center <i>Amicus Curiae</i> Brief in Support of the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367), <i>Robert J. Hobbs, Denise A. Lisio, Alan Alop, Joan S. Wise and Deborah M. Zuckerman</i>	97
Opinion of the U.S. Supreme Court in <i>George W. Heintz, et al., Petitioners v. Darlene Jenkins, Respondent</i> (No. 94-367), <i>U.S. Supreme Court</i>	20

Banking Law

New Jersey Supreme Court Rules that Foreclosing Mortgagees Are Subject to the Anti-Eviction Act in Residential Mortgage Foreclosure Actions, <i>Donald B. Brenner</i>	221
--	-----

Bankruptcy Law

From Dismemberment to Discharge: The Origins of Modern Bankruptcy Law, <i>Andrew J. Duncan</i>	191
May I Have My Balance Please? Allocation of Payments in Bankruptcy Cases, <i>Dean P. Wyman</i>	132
Pre-Petition IRS Levies on "Cash Equivalents": Why They Are Recoverable by the Estate Even Absent a Present Right to Collect, <i>Kevin W. Coleman</i>	471
Reconciling Sections 365(c)(1) and (f)(1) of the Bankruptcy Code: Should Anti-Assignment Laws Prohibit Assumption of Contracts by a Debtor in Possession?, <i>Morris W. Macey and James R. Sacca</i>	117
Tort Claims and Judgments as Debts for "Willful and Malicious Injury" Nondischargeable under Section 523(a)(6) of the Bankruptcy Code, <i>George M. Ahrend and Randall T. Thomsen</i>	498

- The Undersecured Creditor's Adequate Protection Rights in the Single Asset Arena: Did the 1994 Bankruptcy Code Amendments Redress Lender Grievances?,
Lawrence T. Burick 437
- Valuation of Secured Claims in a Bankruptcy Reorganization: Eating with the Hounds and Running with the Hares,
Owen W. Katz 320

Commercial Law

- Commercial Law Bibliography,
Michael G. Hillinger 239

Credit Cards

- The Classification of Credit Card Receivables: *In Re Brendle's Stores, Inc.*,
Thomas W. Waldrep, Jr. and James D. Wall 355

Credit Reporting

- When the Database Is Wrong: Do Consumers Have Any Effective Remedies Against Credit Reporting Agencies or Information Providers?,
David Rameden 390

Discharge

- Tort Claims and Judgments as Debts for "Willful and Malicious Injury" Nondischargeable under Section 523(a)(6) of the Bankruptcy Code,
George M. Ahrend and Randall T. Thomsen 498

Environmental Law

- Lender Liability: Evaluating Risk Under CERCLA and the Security Interest Exemption,
George H. Singer 156

Estoppel

- Estoppel and Section 2-201 of the Uniform Commercial Code,
Christopher M. Bellomy 536

Executory Contracts

- Reconciling Sections 365(c)(1) and (f)(1) of the Bankruptcy Code: Should Anti-Assignment Laws Prohibit Assumption of Contracts by a Debtor in Possession?,
Morris W. Macey and James R. Sacca 117

Fair Debt Collection Practices Act

- American Bar Association *Amicus Curiae* Brief in Support of
Petitioners in *Heintz v. Jenkins* (No. 94-367),
George E. Bushnell, John Shepard Wiley, Jr. and
Charles A. Rothfeld 56
- Brief for the Petitioners in *Heintz v. Jenkins* (No. 94-367),
D. Kendall Griffith, George W. Spellmire, Bruce L. Carmen
and David M. Schultz 25
- Brief for the Respondent in *Heintz v. Jenkins* (No. 94-367),
Joanne S. Faulkner, Daniel A. Edelman and
Richard J. Rubin 72
- Commercial Law League of America *Amicus Curiae* Brief in
Support of Petitioners in *Heintz v. Jenkins* (No. 94-367),
Manuel H. Newburger and Barbara M. Barron 38
- Heintz v. Jenkins*: An Analysis of the Decision, Its Effect Upon
Litigation and Suggestions for Avoiding FDCPA Violations in
Its Aftermath,
David R. Gamache, Stanford M. Bjurstrom and
Edward J. Myers 1
- National Association of Retail Collection Attorneys *Amicus*
Curiae Brief in Support of Petitioners in *Heintz v. Jenkins*
(No. 94-367),
Ronald S. Canter, Ronald M. Abramson and
Rosalie B. Levinson 60
- National Consumer Law Center *Amicus Curiae* Brief in Support
of the Respondent in *Heintz v. Jenkins* (No. 94-367),
Robert J. Hobbs, Denise A. Lisio, Alan Alop, Joan S. Wise
and Deborah M. Zuckerman 97
- Opinion of the U. S. Supreme Court in *George W. Heintz, et al.,*
Petitioners v. Darlene Jenkins, Respondent (No. 94-367),
U. S. Supreme Court 20

Lender Liability

- Lender Liability: Evaluating Risk Under CERCLA and the
Security Interest Exemption,
George H. Singer 156

Mortgages

- New Jersey Supreme Court Rules that Foreclosing Mortgagees
Are Subject to the Anti-Eviction Act in Residential Mortgage
Foreclosure Actions,
Donald B. Brenner 221

Secured Creditors

- May I Have My Balance Please? Allocation of Payments in
Bankruptcy Cases,
Dean P. Wyman 132
- The Undersecured Creditor's Adequate Protection Rights in the
Single Asset Arena: Did the 1994 Bankruptcy Code
Amendments Redress Lender Grievances?,
Lawrence T. Burick 437
- Valuation of Secured Claims in a Bankruptcy Reorganization:
Eating with the Hounds and Running with the Hares,
Owen W. Katz 320

Single Asset Real Estate

- The Undersecured Creditor's Adequate Protection Rights in the
Single Asset Arena: Did the 1994 Bankruptcy Code
Amendments Redress Lender Grievances?,
Lawrence W. Burick 437

Tax Law

- Pre-Petition IRS Levies on "Cash Equivalents": Why They Are
Recoverable by the Estate Even Absent a Present Right to
Collect,
Kevin W. Coleman 471

Torts

- Tort Claims and Judgments as Debts for "Willful and Malicious
Injury" Nondischargeable Under Section 523(a)(6) of the
Bankruptcy Code,
George M. Ahrend and Randall T. Thomsen 498

Uniform Commercial Code, Article 2

- Estoppel and Section 2-201 of the Uniform Commercial Code,
Christopher M. Bellomy 536
- In Defense of the Sales Statute of Frauds and Parole Evidence
Rule: A Fair Price of Admission to the Courts,
Morris G. Shanker 259

Uniform Commercial Code, Article 9

- The Classification of Credit Card Receivables: *In Re Brendle's
Stores, Inc.*,
Thomas W. Waldrep, Jr. and James D. Wall 355

AUTHORS

<i>Abramson, Ronald M.</i> , National Association of Retail Collection Attorneys <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	60
<i>Ahrend, George M.</i> , Tort Claims and Judgments as Debts for "Willful and Malicious Injury" Nondischargeable Under Section 523(a)(6) of the Bankruptcy Code	498
<i>Alop, Alan</i> , National Consumer Law Center <i>Amicus Curiae</i> Brief in Support of the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	97
<i>Barron, Barbara M.</i> , Commercial Law League of America <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	38
<i>Bellomy, Christopher M.</i> , Estoppel and Section 2-201 of the Uniform Commercial Code	536
<i>Bjurstrom, Stanford M.</i> , <i>Heintz v. Jenkins</i> : An Analysis of the Decision, Its Effect Upon Litigation and Suggestions for Avoiding FDCPA Violations in Its Aftermath	1
<i>Brenner, Donald B.</i> , New Jersey Supreme Court Rules that Foreclosing Mortgagees Are Subject to the Anti-Eviction Act in Residential Mortgage Foreclosure Actions	221
<i>Burick, Lawrence T.</i> , The Undersecured Creditor's Adequate Protection Rights in the Single Asset Arena: Did the 1994 Bankruptcy Code Amendments Redress Lender Grievances?	437
<i>Bushnell, George E.</i> , American Bar Association <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367),	56
<i>Canter, Ronald S.</i> , National Association of Retail Collection Attorneys <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	60
<i>Carmen, Bruce L.</i> , Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	25
<i>Coleman, Kevin W.</i> , Pre-Petition IRS Levies on "Cash Equivalents": Why They Are Recoverable by the Estate Even Absent a Present Right to Collect	471
<i>Duncan, Andrew J.</i> , From Dismemberment to Discharge: The Origins of Modern American Bankruptcy Law	191
<i>Edelman, Daniel A.</i> , Brief for the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	72
<i>Faulkner, Joanne S.</i> , Brief for the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	72
<i>Gamache, David R.</i> , <i>Heintz v. Jenkins</i> : An Analysis of the Decision, Its Effect Upon Litigation and Suggestions for Avoiding FDCPA Violations in Its Aftermath	1

<i>Griffith, D. Kendall</i> , Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	25
<i>Hillinger, Michael G.</i> , Commercial Law Bibliography	239
<i>Hobbs, Robert J.</i> , National Consumer Law Center <i>Amicus Curiae</i> Brief in Support of the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	97
<i>Katz, Owen W.</i> , Valuation of Secured Claims in a Bankruptcy Reorganization: Eating with the Hounds and Running with the Hares	320
<i>Levinson, Rosalie B.</i> , National Association of Retail Collection Attorneys <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	60
<i>Lisio, Denise A.</i> , National Consumer Law Center <i>Amicus Curiae</i> Brief in Support of the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	97
<i>Macey, Morris W.</i> , Reconciling Sections 365(c)(1) and (f)(1) of the Bankruptcy Code: Should Anti-Assignment Laws Prohibit Assumption of Contracts by a Debtor in Possession?	117
<i>Myers, Edward J.</i> , <i>Heintz v. Jenkins</i> : An Analysis of the Decision, Its Effect Upon Litigation and Suggestions for Avoiding FDCPA Violations in Its Aftermath	1
<i>Newburger, Manuel H.</i> , Commercial Law League of America <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	38
<i>Rameden, David</i> , When the Database Is Wrong: Do Consumers Have Any Effective Remedies Against Credit Reporting Agencies or Information Providers?	390
<i>Rothfeld, Charles A.</i> , American Bar Association <i>Amicus Curiae</i> Brief in Support of Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	56
<i>Rubin, Richard J.</i> , Brief for the Respondent in <i>Heintz v. Jenkins</i> (No. 94-367)	72
<i>Sacca, James R.</i> , Reconciling Sections 365(c)(1) and (f)(1) of the Bankruptcy Code: Should Anti-Assignment Laws Prohibit Assumption of Contracts by a Debtor in Possession?	117
<i>Schultz, David M.</i> , Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	25
<i>Spellmire, George W.</i> , Brief for the Petitioners in <i>Heintz v. Jenkins</i> (No. 94-367)	25
<i>Shanker, Morris G.</i> , In Defense of the Sales Statute of Frauds and Parole Evidence Rule: A Fair Price of Admission to the Courts	259
<i>Singer, George H.</i> , Lender Liability: Evaluating Risk Under CERCLA and the Security Interest Exemption	156
<i>Thomsen, Randall T.</i> , Tort Claims and Judgments as Debts for "Willful and Malicious Injury" Nondischargeable Under Section 523(a)(6) of the Bankruptcy Code	498

<i>U.S. Supreme Court, Opinion of the U. S. Supreme Court in George W. Heintz, et al., Petitioners v. Darlene Jenkins, Respondent (No. 94-367)</i>	20
<i>Waldrep, Jr., Thomas W., The Classification of Credit Card Receivables: In Re Brendle's Stores, Inc.</i>	355
<i>Wall, James D., The Classification of Credit Card Receivables: In Re Brendle's Stores, Inc.</i>	355
<i>Wiley, Jr., John Shepard, American Bar Association Amicus Curiae Brief in Support of Petitioners in Heintz v. Jenkins (No. 94-367)</i>	56
<i>Williams, Victor, Punitive Damages in Arbitration: Mastrobuono and the Need for Creation of a National Court of Commercial Appeals</i>	281
<i>Wise, Joan S., National Consumer Law Center Amicus Curiae Brief in Support of the Respondent in Heintz v. Jenkins (No. 94-367)</i>	97
<i>Wyman, Dean P., May I Have My Balance Please? Allocation of Payments in Bankruptcy Cases</i>	132
<i>Zuckerman, Deborah M., National Consumer Law Center Amicus Curiae Brief in Support of the Respondent in Heintz v. Jenkins (No. 94-367)</i>	97